

UNITED STATES OF AMERICA :
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 :
 v. : File No. 2:06 CR 15-1
 :
 JOHN CHINNICI :
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The Report and Recommendation of the United States Magistrate Judge was filed December 17, 2012. After careful review of the file and the Magistrate Judge's Report and Recommendation, no objections having been filed by any party, this Court ADOPTS the Magistrate Judge's recommendations in full for the reasons stated in the Report.

The motion to vacate (Doc. 121) pursuant to 28 U.S.C. § 2255 is **DENIED**.

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make a substantial showing of denial of a federal right. Furthermore, the petitioner's grounds for relief do not present issues which are debatable among jurists of reasons, which could have been resolved differently, or which deserve further proceedings. See e.g., Flieger v. Delo, 16 F.3rd 878, 882-83 (8th Cir.) cert. denied, 513 U.S. 946 (1994); Sawyer v. Collins, 986 F.2d 1493, 1497 (5th cir.), cert. denied, 508 U.S. 933 (1993).

Furthermore, it is certified that any appeal taken *in forma pauperis* would not be taken in good faith, pursuant to 28 U.S.C. § 1915(a)(3).

Dated at Burlington, in the District of Vermont, this 31st day of July, 2013.

/s/ William K. Sessions III
William K. Sessions III
U.S. District Court Judge